

In The Court Of Appeal Of The State Of California 32  
Sixth Appellate District  
San Jose, California

TUESDAY, FEBRUARY 22, 2000

H019288 OLDS, et al. v. BUCHOLZ, et al.

The order awarding attorney's fees under section 425.16 is affirmed. Defendants shall have costs and attorney's fees on appeal, the amount of which shall be determined by the trial court. (not published)

(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)

Filed February 22, 2000

WEDNESDAY, FEBRUARY 23, 2000

H018245 PEOPLE v. CRANKE

By the Court\*:

Respondent's petition for rehearing is denied.  
(Bamattre-Manoukian, J. would have granted.)

Dated February 23, 2000 Mihara, Acting P.J.

\*Before Bamattre-Manoukian, Acting P.J., Wunderlich, J. and Mihara, J.

THURSDAY, FEBRUARY 24, 2000

The Court met in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P. J.; Wunderlich, J.; Mihara, J.; and Judy Son, Deputy Clerk.

H016600 PEOPLE v. CHAIDEZ

Cause called and argued by Michael Satris appearing for appellant and by Mark S. Howell, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H018644 PEOPLE v. STEWART

Cause called and argued by Susan Stackhouse appearing for appellant and by Frances Dogan, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

In The Court Of Appeal Of The State Of California 33  
Sixth Appellate District  
San Jose, California

Thursday, February 24, 2000 (Continued)

H017539 VAHL v. CUMMINS, et al.

Cause called and argued by Anthony Boskovich appearing for appellants and by Stephen Loquaci appearing for respondent. Cause ordered submitted.

H019067 MOORES v. COUNTY OF SANTA CRUZ

Cause called and argued by Michael E. Stone appearing for appellant and by Kim Baskett, Deputy County Counsel, appearing for respondent. Cause ordered submitted. Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Wunderlich, J.; Mihara, J.; and Jane F. Varize, Deputy Clerk.

H018771 PEOPLE v. DAVIS

Cause called and argued by Marylou Hillberg appearing for appellant and by Christopher W. Grove, Deputy Attorney General, appearing for respondent. Cause ordered submitted.

H018920 PEOPLE v. STEVEN F., A Minor

H019155 PEOPLE v. STEVEN F., A Minor

Cause called and argued by Zaheer Zaidi appearing for appellant and by Jeffrey M. Bryant, Deputy Attorney General, appearing for respondent. Cause ordered submitted. Court is adjourned.

H019351 PEOPLE v. RUILOBA

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 24, 2000

In The Court Of Appeal Of The State Of California 34  
Sixth Appellate District  
San Jose, California

Thursday, February 24, 2000 (Continued)

H018214 COHEN v. MARKS, et al.; HIGHLANDS INSURANCE CO.

(Filed order modifying opinion.) Respondent's petition for rehearing is denied. This modification does not affect the judgment. (not published)

(Cottle, P.J.; We concur: Premo, J., Elia, J.)

Filed February 24, 2000

H018104 COSTA v. GONZALEZ

By the Court\*:

Appellant's petition for rehearing is denied.

Dated: February 24, 2000

\*Before Bamattre-Manoukian, Acting P.J., Wunderlich, J. and Mihara, J.

H019991 SOBERANES, as Administrator, etc., v. NAVA

The trial court's order appointing respondent as administrator is reversed and the matter is remanded so that the court can consider the issue of appellant's competency. Costs on appeal are awarded to appellant. (not published)

(Elia, J.; We concur: Cottle, P.J., Premo, J.)

Filed February 24, 2000

H020117 PEOPLE v. HESS

The judgment is affirmed. (not published)

(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed February 24, 2000

H020214 PEOPLE v. SILVA

The judgment is affirmed. (not published)

(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)

Filed February 24, 2000

In The Court Of Appeal Of The State Of California 35  
Sixth Appellate District  
San Jose, California

FRIDAY, FEBRUARY 25, 2000

H015707 PEOPLE v NGUYEN

The judgment is hereby modified in the following respects: (1) count five shall reflect that it is a second-degree robbery conviction and the sentence for that count is a concurrent six-year term rather than a concurrent eight-year term, (2) the jury's finding that defendant used the vehicle as a deadly or dangerous weapon in the commission of the Vehicle Code section 2800.2 count 4 and count 5 are hereby stayed pursuant to Penal Code section 654, and (4) the eight-month consecutive term imposed for the Vehicle Code section 10851 offense is hereby stayed pursuant to Penal Code section 654. Defendant's prison term under the modified judgment shall be an indeterminate life term consecutive to a determinate term of 45 years and 8 months. The modified judgment is affirmed.(not published)  
(Mihara, J.; We concur: Elia, Acting P.J., Wunderlich, J.)  
Filed February 25, 2000

H020504 PEOPLE v LEMMO

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 25, 2000

H019738 DIXON v. LAM RESEARCH CORPORATION

The judgment is affirmed and the motion for sanctions is denied. (not published)  
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.)  
Filed February 25, 2000

H018266 BURROUGHS, et al. v. PRECISION AIRMOTIVE CORP.

The judgment is affirmed. (published)  
(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)

In The Court Of Appeal Of The State Of California 36  
Sixth Appellate District  
San Jose, California

Friday, February 25, 2000 (Continued)

H018815 PEOPLE v. FERNANDEZ

The judgment is affirmed. (not published)  
(Cottle, P.J.; We concur: Premo, J., Elia, J.)  
Filed February 25, 2000

H018737 PEOPLE v. DODSON, et al.

The judgment as to defendant Elmer Laine Redbull is affirmed. With respect to defendant Jimmy Wayne Dodson, the judgment is reversed and the matter is remanded to the trial court solely for the purpose of a retrial of the two prior conviction allegations, i.e., for a new court hearing on the issue whether Dodson's 1974 Arkansas robbery conviction and/or 1978 Nebraska attempted robbery conviction qualify as serious felonies within the provisions of section 667, subdivisions (b) through (i) and section 667, subdivision (a). (See People v. Kelii (1999) 21 Cal.4th 452, 454-458.) The previously stayed one-year prior prison term section 667, subdivision (b) enhancement for Dodson's Arkansas robbery conviction should either be imposed or stricken depending upon the outcome of the retrial of the prior conviction allegations. (See People v. Jones, supra, 5 Cal.4th at p. 1148.) (not published)  
(Cottle, P.J.; We concur: Premo, J., Elia, J.)  
Filed February 25, 2000

H020325 IN RE ADRIAN J.; DFCS v LYNETTA J.

The order terminating parental rights is affirmed. (not published)  
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P.J., Mihara, J.)  
Filed February 25, 2000